

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
5:18-cv-00057-MR

JAMES W. LOMICK, )  
                        )  
Plaintiff,         )  
                        )  
vs.                    )                   ORDER  
                        )  
KEN BEAVER, et al., )  
                        )  
Defendants.        )  
                        )

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**THIS MATTER** is before the Court *sua sponte* on the Court's denial of Defendants' Motion for Summary Judgment.

The parties are directed to notify the Court within ten (10) days of this Order whether they consent for this Court to hold a judicial settlement conference pursuant to Local Civil Rule 16.3(d) in an effort to settle this matter without a trial.

The parties are advised that, should a judicial settlement conference being undertaken in this matter to facilitate settlement, there is no requirement that the case settle through such a conference. Rather, if a judicial settlement conference were unsuccessful, the matter would proceed to trial. Should the parties not agree to a judicial settlement conference in this matter, the matter will be set for trial to occur as soon as feasible.

**ORDER**

**IT IS THEREFORE ORDERED** that the parties shall notify the Court within ten (10) days of this Order whether they consent to a judicial settlement conference in this matter.

**IT IS SO ORDERED.**

Signed: February 1, 2021

  
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Martin Reidinger  
Chief United States District Judge

